

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, NOVEMBER 9, 2004**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, November 2, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.
- 3) **CLAIMS:** Approval of all claims processed through Tuesday, November 9, 2004.
- 4) **PUBLIC HEARINGS:**
  - A. Issuance of bonds by Hospital Authority Number 1 of Lancaster County, Nebraska, in an amount not to exceed \$9,000,000 (Madonna Rehabilitation Hospital Project). (See New Business Item 5A for correlating resolution.)
  - B. A petition from ten percent of the property owners living in Clarendon Hills Subdivision and Portsche Heights Subdivision for the paving of Revere Lane, Portsche Lane, Badger Drive, Boone Trail, 75<sup>th</sup> Street, Carson Road and Travis Drive. The name of the Special Paving Improvement District will be called Clarendon Hills Road Improvement District.
- 5) **NEW BUSINESS:**
  - A. A resolution approving the issuance, sale and delivery by Hospital Authority No. 1 of Lancaster County, Nebraska, not to exceed \$9,000,000 in the aggregate principal amount of its Revenue Bonds (Madonna Rehabilitation Hospital Project) Series 2004, solely for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended and related matters. (R-04-0135)
  - B. A resolution approving and authorizing the execution and delivery of a quitclaim deed, a general assignment and bill of sale and related matters relating to Industrial Development Revenue Bonds, Series 1980 (Bryant Air Conditioning and Heating Company of Lincoln, Nebraska Project). (R-04-0134)

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5) **NEW BUSINESS CONTINUED:**

- C. A grant contract with the City of Lincoln (Lincoln Police Department) for funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations, in the amount of \$66,919. Term of the grant contract is September 1, 2004 through August 30, 2005. (C-04-0543)
- D. A grant contract with Friendship Home for funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations, in the amount of \$61,908. Term of the grant contract is September 1, 2004 through August 30, 2005. (C-04-0547)
- E. A grant contract with Lincoln Action Program to assist in the general operations of the Youth ACT Program, a restorative justice project for young men ages 13 to 18 who are at risk of entering the criminal justice system, in the amount of \$50,000. Term of the grant contract is July 1, 2004 to June 30, 2005. (C-04-0544)
- F. An agreement with the City of Hickman for law enforcement services within the City. The Sheriff will assign one deputy for duty and provide one sheriff's cruiser. Term of the agreement is from November 1, 2004 to October 31, 2005. The County will be reimbursed at the deputy's overtime rate for the services provided and will be reimbursed 37.5 cents per mile for cruiser maintenance. (C-04-00545)
- G. A contract with Don McKinney, Inc., in the amount of \$97,500, for a pre-fabricated vehicle storage facility at 444 Cherrycreek Road. The work will begin upon notice to proceed by Lancaster County and will be completed 100 calendar days after notice to proceed is given. (C-04-0546)
- H. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to the following payees:
  - Cole Layer Trumble, in the amount of \$171,000, for services rendered for the County Assessor's property tax system.
  - City of Lincoln, in the amount of \$64,521.32, for hardware for the County Assessor's property tax system.
  - Cheever Construction Company, in the amount of \$4,311, for the remodel of the old Juvenile Detention Center for CenterPointe, Inc.
  - Lincoln Electric System, in the amount of \$167.43, for electricity for Midtown Center.
  - Custom Countertop, in the amount of \$5, for repairs on counters at Midtown Center.
  - Electric Fixture & Supply Company, in the amount of \$50.73, for lighting for Midtown Center.

Total payment request is \$240,155.48.

- I. A salary increase for Kara Mickle, Deputy County Attorney, from \$53,000 to \$58,300, effective November 11, 2004.

5) **NEW BUSINESS CONTINUED:**

- J. Appointments of the following individuals to the Lancaster County Juvenile Detention Center Advisory Committee for two year terms, commencing January 1, 2005:

Nathan Woods with the Clyde Malone Community Center  
Reggie Ryder with the Lancaster County Public Defender's Office  
Stephanie Thonen with the Intensive Supervision Probation Office  
Michelle Nelson with CenterPointe, Inc.  
Lovie Magruder, member at large

- K. Request from Terry L. King, on behalf of the Havelock Land Company, for a refund of the 2001 taxes for personal property, in the approximate amount of \$148.37.
- L. A political subdivision tort claim filed against the Lancaster County Corrections Department by Jerome Pickett, in the amount of \$80, for damaged property.
- M. A resolution calling all of (A) the \$90,000 outstanding principal amount of the County's Limited Tax Building Bonds, Series 1995 (B) the \$345,000 outstanding principal amount of the County's Limited Tax Building Bonds, Series 1995B, and (C) the \$3,240,000 outstanding principal amount of the County's Limited Tax Building Bonds, Series 1999, for redemption and payment prior to the maturity thereof on December 15, 2004, providing notice of redemption and related matters. (R-04-0136)
- N. Special purchase of printing services for 250 "Try Another Way" packets and four posters (three mounted) at a cost of \$7,880, pursuant to the provisions of Neb. Rev. Stat. §23-3109(3) (Reissue 1997).

- 6) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Receive and Place on File:
1. County Clerk's Monthly Report for October, 2004.
  2. Lancaster Manor's Monthly Report.
- B. Setting of a public hearing for Tuesday, November 23, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding County Special Permit 04052, requested by Kitra L. Deger, for authority to construct and operate a private school/preschool for up to 30 students, on property generally located at 148<sup>th</sup> Street and "O" Streets (14302 "O" Street) in Lancaster County, Nebraska.

6) **CONSENT ITEMS CONTINUED:**

- C. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:
- Herbert E. and Rhonda K. Pickard at approximately 15001 Plum Ridge Road; Plum Ridge culverts. This is a donation. (C-04-0548)
  - Dennis and Julie Callahan at approximately 15100 Plum Ridge Road; Plum Ridge culverts. This is a donation. (C-04-0549)
  - Corey L. and Jeanette L. Stull and William A. Richt, Jr. and Kathleen K. Richt, in the total amount of \$907.50, on Old Cheney Road from South 148<sup>th</sup> to South 190<sup>th</sup> Streets; Project C55-Q-407(2). (2 contracts) (C-04-0550 and C-04-0551)

7) **EMERGENCY ITEMS AND OTHER BUSINESS:**

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday due to the observance of Veterans Day. Instead the staff meeting will be held on Tuesday, November 9, 2004, beginning at 11:30 a.m., in Room 113, on the first floor of the County-City Building.
- B. Public hearings will be held on Tuesday, November 16, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
1. Sale of County property generally located at 3830 Adams Street, Lincoln, Nebraska, legally described as Wesleyan Heights, Lots 94-98, and determination of fair market value of the property.
  2. An application for an amusement license from Neil H. Zimmer, on behalf of the American Legion Post 294, to hold a fund raising event (card playing, pull tabs and a raffle). The fund raiser will be held on Sunday, November 21, 2004 from 1 p.m. to 10:30 p.m. at the Sprague-Martell Community Center, located at 17490 Southwest 14<sup>th</sup> Street, in Lancaster County, Nebraska.
- C. A public hearing will be held on Tuesday, November 16, 2004 at 7:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding Lancaster County's proposed One and Six-Year Road and Bridge Improvement Program for the fiscal years beginning July 1, 2005 through June 30, 2010, as proposed by the Lancaster County Engineer.
- D. A public hearing regarding Comprehensive Plan Amendment 04020, requested by the Director of Planning on behalf of the Nebraska Department of Roads, to amend the Mobility and Transportation element of the 2025 Lincoln/Lancaster County Comprehensive Plan, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status beginning at the planned South Beltway interchange just south of Saltillo Road and ending at Interstate 80 will be reconvened on Tuesday, December 7, 2004 in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building at 1:30 p.m..

8) **ANNOUNCEMENTS CONTINUED:**

E. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

9) **PENDING:**

- A. A resolution in the matter of Comprehensive Plan Amendment 04020, requested by the Director of Planning, on behalf of the State of Nebraska, Department of Roads, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status, as provided in Exhibit "A". (R-04-0113)
- B. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40<sup>th</sup> Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)

10) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

**NOTE:** Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

**AGENDA  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, NOVEMBER 9, 2004  
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112  
FIRST FLOOR, COUNTY-CITY BUILDING  
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS  
MEETING**

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, November 2, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.
- 3) **ADDITIONS AND DEDUCTIONS:**  
  
Approval of 39 additions and deductions to the tax assessment rolls per Exhibit "A".
- 4) **NOTICES OF PROPOSED CHANGE IN EXEMPTION STATUS FOR THE FOLLOWING:**  
  
American Historical Society of Germans from Russia (3 notices)  
Benedictine Convent of Sacred Heart  
Christian Heritage Children's Home
- 5) **NOTICE OF ASSESSED VALUATION CHANGE FOR THE FOLLOWING:**  
  
Craig A. Peters and Robert S. Kendle (3 notices)  
Madonna Rehabilitation Hospital  
Safe Harbour EAT-VII, L.L.C.
- 6) **ADJOURNMENT:**

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